

SO ORDERED

**For reasons stated at the hearing on
January 12, 2004.**

Date signed February 27, 2004



**E. STEPHEN DERBY
U. S. BANKRUPTCY JUDGE**

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MARYLAND
(Baltimore Division)**

In re:

**CHARLES J. MILLER, INC.
MILLER ASPHALT PRODUCTS, INC.,**

Debtors,

**Case No. 03-80504-SD
Case No. 03-80506-SD**

DONALD E. MILLER, et al.,

Plaintiffs,

**Jointly Administered under
Case No. 03-80504-SD**

v.

Adversary No. 03-5974-SD

CHARLES MILLER, JR., et al.,

Defendants.

ORDER FOR ABSTENTION AND REMAND OF ADVERSARY NO. 03-5974-SD

Upon the *sua sponte* motion of the Court, and pursuant to 28 U.S.C. § 1334(c)(2) and §1452(b), and the finding of the Court that it has no jurisdiction to consider the above-referenced Adversary Proceeding,

ORDERED THAT the Court shall abstain from taking any action in Adversary No. 03-5974-SD; and it is further

ORDERED THAT the removed case (Adversary No. 03-5974-SD) shall be remanded back to the Circuit Court of Maryland for Carroll County.

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